

November 14, 2011

The Common Council met as the Water Utility Board at 7:00 pm on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and members Fuelling, Hoehn, Curtis, and Higgins attending. Board member Askren was not present. Others attending were Attorney Higgins; Supt. Gray; Chief Beloit; Chief Dixon; Comm. Maynard; Cecil Waters; Geneva James; Tony James; Larry Williams; Mindy Bourne – Posey County Area Plan Commission; Eddie and Darlene McConnell; Ed Adams; Sue and Gary Shelton; Charles Anderson; Sara Manifold – Mount Vernon Democrat; Rhyse Mathew – Posey County News; and arriving during the meeting, Supt. Givens.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of their previous meeting and by asking if there were any corrections or additions. He added if not, he entertains a motion to waive their reading and to approve the minutes as presented. Board member Curtis moved the reading of the minutes be waived and they be approved as presented. Seconded by Board member Hoehn.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Mayor Tucker requested action on the claims presented.

Board member Higgins moved the claims presented be allowed for payment. Seconded by Board member Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

\*\*\*\*\*CLAIMS\*\*\*\*\*

Mayor Tucker stated they will now hear the report of the Water Chairman.

Chairman Curtis stated he has no report.

Supt. Gray stated he likes to do department training in two groups, one in April and one in December. He added December 4, 5, and 6 there is training in Columbus, IN and he would like permission for himself and two others to attend and use the city credit card.

Chairman Curtis moved permission for the three to attend and use the city credit card be given. Seconded by Board member Hoehn.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Chairman Curtis stated the legal work has been done on the Shephard property and they are ready for signatures.

Attorney Higgins added the purchase price was approved and they have good title. She stated Supt. Gray may be contacting some Board members before the next meeting for signatures on the claim for payment. Chairman Curtis replied that is fine with him.

Supt. Gray added they could actually be as soon as tomorrow and reminded the Board the purchase price of the property was \$27,750.00.

Mayor Tucker asked if there were any questions ?  
There were none.

Mayor Tucker asked if the Clerk-Treasurer had any Communications for the Board ?  
Clerk-Treasurer Sitzman replied not at this time.

Mayor Tucker asked if there were any Legals for consideration ?  
Attorney Higgins replied no.

Mayor Tucker asked if anyone in the Audience wished to address the Board ?  
Charles Anderson stated he is present for a water adjustment, after receiving a \$700 water bill.  
Supt. Givens arrived at the meeting.

Mr. Anderson continued by stating he had a leak, it was fixed, but this is the second adjustment he has had this year.

Supt. Gray added they have checked the meter and his usage is back to normal.

Board member Curtis asked what happened ?

Mr. Anderson replied he had two leaks actually – one in the pipe under the toilet and the other was a dry rotted flange. He added the water department actually found it for him.

Mayor Tucker asked his address.

Mr. Anderson replied 535 E 10<sup>th</sup> Street.

Board member Curtis moved the Board approve a three month average adjustment. Seconded by Board member Higgins.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Board voting as follows:

Askren – absent; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – yes.

Mayor Tucker stated the motion carried unanimously.

Mayor Tucker asked if there was any Old Business ?

There was none.

Mayor Tucker asked if there was any New Business ?

There was none.

Mayor Tucker stated if there was no further business, he entertains a motion to adjourn.

Board member Curtis moved the meeting be adjourned. Seconded by Board member Hoehn.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously and adjourned the meeting.

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John Tucker  
Mayor

ATTEST:

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Cristi L. Sitzman  
Clerk-Treasurer

November 14, 2011

The Common Council met immediately following the Water Utility Board on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and members Fuelling, Hoehn, Curtis, and Higgins attending. Councilwoman Askren was not present. Others attending were Attorney Higgins; Supt. Gray; Chief Beloit; Chief Dixon; Comm. Maynard; Cecil Waters; Geneva James; Tony James; Larry Williams; Mindy Bourne – Posey County Area Plan Commission; Eddie and Darlene McConnell; Ed Adams; Sue and Gary Shelton; Sara Manifold – Mount Vernon Democrat; Rhyse Mathew – Posey County News; and Supt. Givens.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of their previous meeting and by asking if there were any corrections or additions. He added if not, he entertains a motion to waive their reading and to approve the minutes as presented. Councilwoman Higgins moved the reading of the minutes be waived and they be approved as presented. Seconded by Councilman Curtis.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Mayor Tucker stated they will now hear the reports of the Standing Committees.

Street & Light Chairman Fuelling stated the Street Department will be closed November 24 and November 25 for the Thanksgiving Holiday. He stated trash normally picked up on Thursday, November 24 will be picked up on Wednesday, November 23; and trash normally picked up on Friday, November 25, will be picked up on Monday, November 28.

Comm. Maynard stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Police & Dog Chairwoman Askren was not present.

Chief Beloit stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Fire Chairman Hoehn stated he has no report.

Chief Dixon stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Sewer Chairwoman Higgins stated she has no report.

Supt. Givens stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Mayor Tucker stated they have the Financial Report before them and any questions could be directed to Clerk-Treasurer Sitzman.

Mayor Tucker asked if the Clerk-Treasurer had any Communications for the Council ?

Clerk-Treasurer Sitzman replied not at this time.

Mayor Tucker stated they are now ready for the Legal portion of the Agenda.

Attorney Higgins stated the first item is a Public Hearing on the Ordinance of Additional Appropriations in the COIT Fund. She reminded Council of the 2<sup>nd</sup> reading that was held at their last meeting and said Public Hearing was advertised for tonight. She further stated the Council did not set up a full budget for COIT and this step is to appropriate money already there for, she believes, the city employees' health insurance premiums.

Mayor Tucker agreed and then opened the Public Hearing by asking if anyone in the Audience wished to address the Ordinance ?

There was no response.

Mayor Tucker then closed the public hearing and asked the Council's pleasure.

Councilman Curtis moved the Ordinance of Additional Appropriations in the COIT Fund be approved on final reading. Seconded by Councilman Hoehn.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – absent; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – yes.

Mayor Tucker stated the motion carried unanimously.

Clerk-Treasurer Sitzman added it will be numbered 11-14.

Attorney Higgins stated the next item is a Resolution to Transfer in the General and EDIT Funds. She further stated adequate money was appropriated in the various budgets, but just not in the proper lines. This does not involve new money, but rather puts it where needed in order to keep the budgets balances.

Councilwoman Higgins moved the Resolution be approved. Seconded by Councilman Curtis.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – absent; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – yes.

Mayor Tucker stated the motion carried unanimously.

Clerk-Treasurer Sitzman added it will be numbered 11-15.

Attorney Higgins stated the next item is the 1<sup>st</sup> reading of the Ordinance Establishing Salaries and Wages for the Elected Officers for the City of Mount Vernon, IN for the Year Ending December 31, 2012. She reminded Council that once the salaries for elected officials are set, they can not be modified after January.

Councilman Curtis moved the Ordinance pass first reading. Seconded by Councilman Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – absent; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – yes.

Mayor Tucker stated the motion carried unanimously.

Attorney Higgins stated the final item is a rezoning, being brought before the Council by the Area Plan Commission, and represented tonight by Dir. Mindy Bourne.

Ms. Bourne stated this is for 901 Wolflin, petitioned by the McConnell's, who are present tonight. Their meeting was held on November 10 where the petition was heard to rezone from CG (commercial general) to RM (residential multifamily). She added the property is currently being used as residential with a trailer on it. The McConnell's plan to place a double wide there. She further added the whole area there is zoned residential and is suitable only for residential. She stated there were no remonstrators present and the request was approved unanimously.

Councilman Curtis asked if this location was the first lot on the left ?

Ms. Bourne replied yes.

Mayor Tucker stated there are trailers next door and across the street.

Ms. Bourne added the whole area is zoned RM and this would keep the zoning consistent.

Councilman Curtis moved the Ordinance to Rezone 901 Wolflin from CG to RM pass on first reading.

Seconded by Councilman Hoehn.

Mayor Tucker asked if there was any discussion

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – absent; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – yes.

Mayor Tucker stated the motion carried unanimously.

Attorney Higgins stated these ordinances require three readings and once it is published in the newspaper, the rules may be suspended at the next meeting. If not, it will require two more readings.

Mayor Tucker asked if anyone in the Audience wished to address the Council ?

There was no response.

Mayor Tucker asked if there was any Old Business ?

There was none.

Mayor Tucker asked if there was any New Business ?

Ms. Bourne stated on November 16, from 4:00 – 7:00 pm, there will be an Open House at the Hovey House on the preliminary flood maps. There will be no formal presentation, however the DNR will be there. She further stated at 1:30 pm that same day there will be a meeting at the Hovey House on this topic for local elected officials only.

Mayor Tucker stated they will now hear the reports of the Districts.

1<sup>st</sup> District Councilwoman Askren was not present.

2<sup>nd</sup> District Councilman Fuelling stated he has no report.

3<sup>rd</sup> District Councilman Hoehn stated he has no report.

4<sup>th</sup> District Councilman Curtis stated he would like to thank Chief Beloit for getting Officer Krogman from the EPD down for the neighborhood watch meeting. He added though it was not very well attended, there was still good information and he appreciated his efforts.

Councilwoman-at-Large Higgins stated she has no report.

Mayor Tucker asked if she had an update on her father, former Mayor Jackson Higgins ?

Councilwoman Higgins replied he has been moved to a regular room, out of ICU, and they are very very fortunate. She added she appreciates everyone's calls, prayers and emails.

Mayor Tucker stated if there was no further business, he entertains a motion to adjourn.

Councilman Fuelling moved the meeting be adjourned. Seconded by Councilman Hoehn.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously and adjourned the meeting.

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John Tucker  
Mayor

ATTEST:

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Cristi L. Sitzman  
Clerk-Treasurer